

**MINUTES OF THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

September 2, 1998

DIVISION TWO

B122402 Judith K. (Not for Publication)
v.
Superior Court, Los Angeles County
(L.A. County Department of Children & Family Services, r.p.i.)

The petition for writ of mandate is denied, and the order to show cause is dismissed.

Nott, J.

We concur: Boren, P.J.
 Zebrowski, J.

B110552 People (Not for Publication)
v.
Roark

The Court:

The judgment is affirmed.

Boren, P.J., Fukuto, J., Nott, J.

B113475 People (Not for Publication)
v.
Valencia

The Court:

The judgment is affirmed.

Fukuto, Acting P.J., Nott, J., Zebrowski, J.

September 2, 1998-Continued

DIVISION TWO (Continued)

B116284 People (Not for Publication)
v.
Corsey

The Court:

The judgment is affirmed.

Boren, P.J., Fukuto, J., Zebrowski, J.

B117297 People (Not for Publication)
v.
Thedford

The Court:

The order vacating one of the findings of a qualifying prior felony conviction under the three strikes law (Pen. Code, 667, subds. (b)-(i), 1170.12) and the judgment sentencing defendant to a 10-year prison term are reversed, and the matter is remanded for proceedings consistent with this opinion.

Boren, P.J., Fukuto, J., Nott, J.

B095945 Sprague et al. (Not for Publication)
v.
City of Los Angeles

The judgment against the City of Los Angeles is reversed. The trial court is directed to enter judgment in favor of the City of Los Angeles. Costs to appellant.

Nott, J.

We concur: Boren, P.J.
 Zebrowski, J.

September 2, 1998-Continued

DIVISION THREE

[illegible]

The judgments are affirmed.

Goodman, J. (Assigned)

We concur: Croskey, Acting P.J.
 Kitching, J.

DIVISION FOUR

B116887 Clapperton
v.
Allstate Insurance Company

Filed order granting petition for rehearing.

B115125 People (Not for Publication)
v.
Love

For the foregoing reasons, the judgment is affirmed.

Vogel (C.S.), P.J., Epstein, J., Hastings, J

DIVISION FIVE

Court convened at 9:00 A.M.

Present: Turner, P.J., Grignon, J., Godoy Perez, J., and Zaida G. Heraldez, Deputy Clerk.

DIVISION FIVE (Continued)

Each of the following:

B113765 People v. Clyde Davis
B118232 People v. Charles R. Rowe
B113834 People v. Lewis Harris
B114910 People v. Robinson Taylor
B115446 People v. Raul Onate
B117716 People v. Jose Mariscal
B117502 People v. Vincent Cannon
B115599 People v. Terrance Robbins
B123592 Yvonne M. v. S.C.L.A. (DCFS)
B109873 Francis v. City of Pasadena
B104363 Kavanaugh v. Toyota Motor Sales
B123592 Yvonne M. et al. v. S.C.L.A. (DCFS)
B113962 Zephyr Investment Co. v. Teodosio et al.
B123117 DCFS v. Michael S.

Argument waived, cause submitted.

B117140 The People
 v.
 Jesse Romero

Merits:

Argued by Robert Navarro for appellant and by Jeannie J. Park for respondent. Cause submitted.

B116464 Maral Darakjian
 v.
 Patrick C. Potter et al.

Merits:

Argued by David Zweig for appellant and by Stephen H. Turner and Martin E. Pulverman for respondents. Cause submitted.

Court recess.

DIVISION FIVE (Continued)

The Court reconvened at 9:45 a.m.

Present: Turner, P.J., Grignon, J., Hastings, J. (Assigned), and Zaida G. Heraldez, Deputy Clerk.

B117208 Robert Gold et al.,
 v.
 Richard E. Gold

Merits:

Argued by Ladd B. Leavens for appellants and by Andrew S. Garb for respondent. Cause submitted.

Court recess.

The Court reconvened at 10:30 a.m.

Present: Turner, P.J., Grignon, J., Godoy Perez, J., and Zaida G. Heraldez, Deputy Clerk.

Each of the following:

B113962 Zephyr Investment Co. v. Teodosio et al.
B123117 DCFS v. Michael S.

Argument waived, cause submitted.

B114142 Patrick Sines
 v.
 Southern Pacific Transportation Company

Merits:

Argued by Charlotte E. Cotan for appellant and by John H. Ernster for respondents. Cause submitted.

DIVISION FIVE (Continued)

B103566 Herbert S. Wallach
 v.
 State of California et al.

Merits:

Argued by Michael O. Collins for appellant and by Raymond L. Towne appearing for respondent but waiving oral argument. Cause submitted.

B115811 The People
 v.
 Earl Wayne Westbrook

Merits:

Argued by William A. Heyman for appellant and by Stephanie A. Miyoshi for respondent. Cause submitted.

Court recess.

The Court reconvened at 11:15 a.m.

Present: Grignon, Acting P.J., Armstrong, J., Godoy Perez, J., and Zaida G. Heraldez, Deputy Clerk.

Each of the following:

B116576 People v. Guillermo Razo
B115754 People v. Don Morrison
B117461 People v. Mike Parmenter
B116596 People v. Lambert Grandberry
B118322 People v. Patrick Sierra

Argument waived, cause submitted.

DIVISION FIVE (Continued)

B114457 The People
 v.
 Robert Lee Moore

Merits:
Argued by William L. Heyman for appellant and by Chung L. Mar for
respondent. Cause submitted.

B116259 The People
 v.
 Larry Hargrew

Merits:
Argued by Peter A. Leeming for appellant and by Deborah J. Chuang for
respondent. Cause submitted.

Court recess.

The Court reconvened at 11:30

Present: Turner, P.J., Armstrong, J., Godoy Perez, J., and Zaida G. Heraldez, Deputy
Clerk.

B116465 Ora Peatrov
 v.
 Bank of America

Merits:
Argued by Nikki Tolt for appellant and by Barbra L. Davis and Patricia K.
Gillette for respondents. Cause submitted.

Court recess.

September 2, 1998-Continued

DIVISION FIVE (Continued)

The Court reconvened at 1:00 p.m.

Present: Grignon, Acting P.J., Armstrong, J., Godoy Perez, J., and Zaida G. Heraldez, Deputy Clerk.

Each of the following:

B119798 People v. DCFS v. Virginia B.
B108855 Westbrook v. Porep

Argument waived, cause submitted.

B114250 Dushan Skarich
 v.
 City of El Segundo

Merits:

Argued by Ramin Peyman for appellant and by Deanna L. Ballesteros for respondent. Cause submitted.

B120175 Michael S. Yasutake
 v.
 Martin Van Der Hoeven et al.

Merits:

Argued by Jeffrey S. Gordon and Kenneth A. Ostrow for appellants and by Gerald W. Palmer for respondent. Cause submitted.

Court adjourned.

DIVISION SIX

B116718 Preferred Risk Mutual Insurance Co. (Certified for Publication)
v.
REO Reiswig et al.

The judgment is affirmed. Costs are awarded to respondents.

Coffee, J.

We concur: Stone, P.J.
Yegan, J.

B120662 People (Not for Publication)
v.
Franklin

The judgment is affirmed.

Stone, P.J.

We concur: Yegan, J.
Coffee, J.

B120742 People (Not for Publication)
v.
Roque

The judgment is affirmed.

Coffee, J.

We concur: Gilbert, Acting P.J.
Yegan, J.

September 2, 1998-Continued

DIVISION SIX (Continued)

B121995 People (Not for Publication)
v.
Steiner

The judgment (order granting probation) is affirmed.

Stone, P.J.

We concur: Yegan , J.
Coffee, J.

[illegible]

The judgment is affirmed.

Stone, P.J.

We concur: Gilbert, J.
 Yegan , J.

B118477 People (Not for Publication)
v.
Salas, et al.

The judgments are affirmed.

Gilbert, Acting P.J.

We concur: Yegan , J.
Coffee, J.

DIVISION SEVEN

B104884 People (Not for Publication)
v.
Galaz et al.

The judgment of the Superior Court is affirmed.

Neal, J.

We concur: Lillie, P.J.
Johnson, J.

B115277 People (Not for Publication)
v.
Nantroup

The order is affirmed.

Lillie, P.J.

We concur: Johnson, J.
 Woods, J.

B112247 People (Not for Publication)
v.
Fields

The judgment is affirmed.

Neal, J.

We concur: Lillie, P.J.
 Johnson, J.

September 2, 1998-Continued

DIVISION SEVEN (Continued)

B121523 Los Angeles County, D.C.S. (Not for Publication)
v.
Rose B.

The order is affirmed.

Lillie, P.J.

We concur: Johnson, J.
 Neal, J.

B110218 Shay (Not for Publication)
v.
City of Pasadena, et al.

The judgment is affirmed. Respondents to recover costs of appeal.

Johnson, Acting P.J.

We concur: Woods, J.
Neal, J.

B108696 Buecklers (Not for Publication)
v.
Rudchenko

The appeal dismissed. Respondent shall recover his costs on appeal.

Neal, J.

We concur: Lillie, P.J.
Johnson, J.

September 2, 1998-Continued

DIVISION SEVEN (Continued)

B098433 Kazenelson

v.

City of Hermosa Beach

Filed order modifying opinion. (No change in the judgment)